

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF OHIO
EASTERN DIVISION**

David Swain,	:	Case No. 3:07CV3891
	:	
Plaintiff	:	Judge David A. Katz
	:	
v.	:	Magistrate Judge David S. Perelman
	:	
Commissioner of Social Security,	:	MEMORANDUM OPINION
	:	AND ORDER
Defendant	:	

On April 1, 2008 Magistrate Judge Armstrong entered a scheduling order which called for plaintiff's brief on the merits to be filed within 45 days thereafter.

No submission has been tendered, nor has a motion for extension of time been filed.

Plaintiff's time to submit a brief is extended to August 8, 2008. If no brief is filed by that date a recommendation for dismissal for want of prosecution will be entered.

IT IS SO ORDERED.

s/DAVID S. PERELMAN
United States Magistrate Judge

DATE: July 30, 2008